

Judge Franklin D. Burgess

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDUARDO CRUZ-GARCIA,

Defendant.

NO. CR 05-5416FDB


ORDER
GRANTING STIPULATED
MOTION TO CONTINUE
TRIAL DATE AND
PRETRIAL MOTIONS DATE

Upon the stipulation and motion of the parties to continue the trial and pretrial motions due date in the above-captioned case, and based upon the stipulated and agreed facts set forth in the parties' motion, which are hereby incorporated by reference and adopted by the Court as findings of fact, the Court finds that such a continuance would serve the ends of justice and outweigh the best interests of the public and the defendant in a speedy trial; therefore,

IT IS HEREBY ORDERED that the trial date be continued from January 30, 2006 to April 10, 2006. The period of delay resulting from this continuance from January 30, 2006, up to and including the new trial date of April 10, 2006, is hereby excluded for speedy trial purposes under 18 U.S.C. § 3161(h)(8)(A) and (B) for the purpose of computing the time limitations imposed by the Speedy Trial Act, 18 U.S.C. § 3161-3174.

1 IT IS FURTHER ORDERED that the pretrial motions due date be extended to
2 February 6, 2006.

3 DONE this 12th day of January, 2006.
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9 HON. FRANKLIN D. BURGESS
10 UNITED STATES DISTRICT JUDGE

11 Presented by:

12 s/ Paula Olson (per telephonic auth.)

13 PAULA OLSON
14 Attorney for Defendant
Eduardo Cruz-Garcia

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16 s/ Michael Dion

17 MICHAEL DION
18 Assistant United States Attorney
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